

Attorney's
Docket
Number MGP-014CP5

**Declaration, Petition and Power of Attorney
for Continuation-in-Part Patent Application**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

ALLOGENEIC AND XENOGENEIC TRANSPLANTATION

the specification of which
(check one)

 is attached hereto.

X was filed on June 1, 1995 as
Application Serial No. 08/458,720
and was amended on _____
(if applicable)

COPY

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

This application in part discloses and claims subject matter disclosed in my earlier-filed pending application,

Serial Nos. USSN 08/266,427, filed June 27, 1994; USSN 07/838,595, filed February 19, 1992; USSN 08/451,210, a file wrapper continuation of USSN 07/838,595, filed May 26, 1995; USSN 08/220,371, filed March 29, 1994; PCT/US94/05527 filed May 16, 1994; USSN 08/08/243,653, filed May 16, 1994; USSN 08/114,072, filed August 30, 1993; USSN 08/150,739, filed November 10, 1993; USSN 08/212,228, filed March 14, 1994; and PCT/US94/01616 filed February 14, 1994

and I hereby claim the benefit of said United States prior application under Title 35, United States Code, §120.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information know to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

AS TO PARENT APPLICATION:

As to the subject matter of this application which is common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to said earlier application, or in public use or on sale in the United States of America more than one year prior to said earlier application; that the common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of said earlier application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to said earlier application; and

As to applications for patents or inventor's certificate or PCT international application(s) designating at least one country other than the United States of America, on the common subject matter, filed in or designating any country foreign to the United States of America, prior to said earlier application by me or my legal representatives or assigns,

Check one:

☒ no such applications have been filed.

☐ such applications have been filed as follows

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO SAID EARLIER U.S. APPLICATION

Country	Application Number	Date of Filing (month,day,year)	Priority Claimed Under 35 USC 119
			_ Yes No <input checked="" type="checkbox"/>
			_ Yes No _
			_ Yes No _
			_ Yes No _
			_ Yes No _

ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO SAID EARLIER U.S. APPLICATION

AS TO THIS APPLICATION:

As to the subject matter of this application which is not common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application; that said non-common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to this application; and

As to applications for patents or inventor's certificate or PCT international application(s) designating at least one country other than the United States of America, on said non-common subject matter, filed in or designating any country foreign to the United States of America, prior to this application by me or my legal representatives or assigns,

Check one:

☒ no such applications have been filed.

☐ such applications have been filed as follows

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Country	Application Number	Date of Filing (month,day,year)	Priority Claimed Under 35 USC 119
			<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/> Yes <input type="checkbox"/> No

ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

John A. Lahive, Jr.	Reg. No. 19,788	Jeremiah Lynch	Reg. No. 17,425
W. Hugo Liepmann	Reg. No. 20,407	Amy E. Mandragouras	Reg. No. 36,207
James E. Cockfield	Reg. No. 19,162	Elizabeth A. Hanley	Reg. No. 33,505
Thomas V. Smurzynski	Reg. No. 24,798	Matthew P. Vincent	Reg. No. 36,709
Ralph A. Loren	Reg. No. 29,325	Paul Louis Myers	Reg. No. 35,965
Thomas J. Engellenner	Reg. No. 28,711	Beth E. Arnold	Reg. No. 35,430
William C. Geary III	Reg. No. 31,359	Anthony A. Laurentano	Reg. No. 38,220
Giulio A. DeConti, Jr.	Reg. No. 31,503	Jane E. Remillard	Reg. No. P38,872
Michael I. Falkoff	Reg. No. 30,833	Jean M. Silveri	Reg. No. P39,030
Ann Lampton Hammitte	Reg. No. 34,858	Mark A. Kurisko	Reg. No. P38,944
John V. Bianco	Reg. No. 36,748	Edward J. Kelly	Reg. No. P38,936

Send Correspondence to:

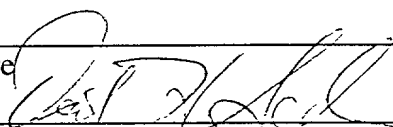
Louis Myers, Esq., Lahive & Cockfield, 60 State Street, Boston, MA 02109

Direct Telephone Calls to: (name and telephone number)

Louis Myers, (617) 227-7400

Wherefore I petition that letters patent be granted to me for the invention or discovery described and claimed in the attached specification and claims, and hereby subscribe my name to said specification and claims and to the foregoing declaration, power of attorney, and this petition.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor	
David H. Sachs	
Inventor's signature 	Date <u>10/22/95</u>
Residence	
77 Studio Road, Newton, Massachusetts 02166	
Citizenship	
United States of America	
Post Office Address (if different)	
same as above	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 59056.154)

In re Application of: Sachs)	Examiner: Beckerleg
)	
Serial No. 09/126,704)	Group Art Unit: 1632
)	
Filing Date: July 30, 1998)	
)	
For: ALLOGENEIC AND XENOGENEIC)	
TRANSPLANTATION)	

Commissioner for Patents
Washington, D.C. 20231

Sir:

REVOCATION AND CREATION OF POWER OF ATTORNEY
AND CHANGE OF CORRESPONDENCE ADDRESS

I, David J. Glass, Ph.D., hereby certify that I am authorized to act on behalf of The General Hospital Corporation in matters before the United States Patent and Trademark Office. I further certify that The General Hospital Corporation is the Assignee of the above-identified United States patent application.

In the above-identified United States patent application, I hereby revoke all powers of attorney previously created. I hereby appoint the following attorneys with full power of substitution and revocation to prosecute the application and to transact all business in the Patent and Trademark Office connected therewith.

James B. Lampert	Reg. No. 24,564
Wayne M. Kennard	Reg. No. 30,271
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Holly L. Baker	Reg. No. 31,321
Henry N. Wixon	Reg. No. 32,073
Donald R. Steinberg	Reg. No. 37,241
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Ann-Louise Kerner, Ph.D.	Reg. No. 33,523
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Barbara A. Barakat	Reg. No. 32,190
Edward D. Grieff	Reg. No. 38,898
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Luke Yeh	Reg. No. 43,296
Keum J. Park	Reg. No. 42,059

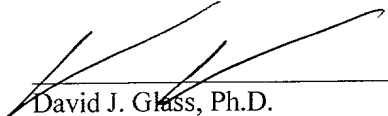
the mailing address and telephone number of each of whom is HALE AND DORR LLP, 60 State Street, Boston, Massachusetts 02109, (617) 526-5000.

All correspondence should now be sent to:

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THE GENERAL HOSPITAL CORPORATION

By:


David J. Glass, Ph.D.

Associate Director of Corporate Sponsored
Research and Licensing

Date:

12/29/00